

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, APRIL 22, 2003**  
**COUNTY COMMISSIONERS CHAMBERS, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 15, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.ci.lincoln.ne.us>)
  
- 2) **SPECIAL PRESENTATIONS:**
  - A. Review of Rural Transit budget and application for public transportation assistance - Tim Howell, Director of Lancaster County Rural Transit
  
- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.
  
- 4) **CLAIMS:** Approval of all claims processed through Tuesday, April 22, 2003.
  
- 5) **PUBLIC HEARINGS:**
  - A. Public hearing pursuant to Neb. Rev. §23-107.01 at which time any interested party may appear and speak for or against the sale of County property, generally located at 1309 "M" Street, legally described as Original Plat, Block 90, Lots 4 through 6. Individuals may raise any issue regarding the fair market value of the property, which has been determined by the Board of Commissioners to be \$186,000.

**IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.**

6) **OLD BUSINESS:**

- A. An agreement with The Connecting Link for an Organizational Climate Diagnosis of the Community Mental Health Center. The County shall receive an assessment of the Community Mental Health Center which is compiled after interviewing staff, County Board members, Advisory Committee members and clients. The term of the agreement shall be from the date of execution until June 1, 2003. The County shall pay \$100 per hour not to exceed \$10,000 for the services. (C-03-0126)

7) **NEW BUSINESS:**

- A. An application for a Special Designated License from Ken's Liquor, Inc. to hold a wedding reception on Saturday, May 10, 2003 from 3 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street.
- B. A supplemental agreement to County Project 03-21 for culvert replacement and maintenance with Land Construction, Inc. The supplemental agreement provides a change order for the replacement of six additional culverts due to the removal of the requirement for the replacement of a box culvert. The total net increase of the agreement shall be \$20,882.95. (C-03-0147)
- C. A utility relocation agreement with Norris Public Power District of Beatrice for the adjustment of some, if not all, of its power line as it relates to County Project C55-J-409(1), which is generally located on East Van Dorn Street from South 112<sup>th</sup> Street to South 120<sup>th</sup> Street. The estimated cost of the project is \$21,703.40 with the County's share being \$14,671.50 and not to exceed \$20,000. (C-03-0148)
- D. Ratification of a consent decree filed in the United States District Court for the Central District of Illinois between the United States of America, Arkansas, Indiana, Illinois, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Carolina, Texas, Iowa Counties of Linn and Polk, Nebraska County of Lancaster and Archer Daniels Midland Company, for a comprehensive resolution of compliance concerns under federal and state air quality programs. The City of Lincoln and Lancaster County shall receive \$61,000 and the implementation of environmental controls at the Lancaster County Archer Daniels Midland facility. (C-03-0149)
- E. A business associate agreement between the Nebraska Department of Health and Human Services and the County, on behalf of the County Attorney's Office. The agreement amends the cooperative agreement for child support enforcement to ensure compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rules. (C-03-0150)

7) **NEW BUSINESS CONTINUED:**

- F. A business associate agreement with Region V, on behalf of the Community Mental Health Center. The agreement amends all current and future network provider contracts between Region V and the Mental Health Center to ensure compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rules. (C-03-0151)
- G. A business associate agreement between the Nebraska Department of Health and Human Services and the County, on behalf of the Youth Services Center. The agreement amends County Contract No. C-02-0360 (Juvenile Detention Housing Services Contract) to ensure compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA) Privacy Rules. (C-03-0152)
- H. An addendum to an agreement with Noll Collection Services Inc. (County Contract C-02-0316), on behalf of the Community Mental Health Center. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as that term is defined by the HIPAA Privacy Rules. (C-03-0153)
- I. An addendum to an agreement with Turner & Associates, on behalf of the Community Mental Health Center. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as that term is defined by the HIPAA Privacy Rules. (C-03-0154)
- J. An addendum to an agreement with ServiceLinc, on behalf of the Community Mental Health Center. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as the term is defined by the HIPAA Privacy Rules. (C-03-0155)
- K. An addendum to an agreement with CenterPointe, Inc., on behalf of the Community Mental Health Center - Harvest Project. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as that term is defined by the HIPAA Privacy Rules. (C-03-0156)
- L. An addendum to an agreement with Seim, Johnson, Sestak & Quist, LLP, on behalf of Lancaster Manor. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as that term is defined by the HIPAA Privacy Rules. (C-03-0157)

7) **NEW BUSINESS CONTINUED:**

- M. An addendum to an agreement with Marsh, Inc., on behalf of the County's group health and dental plans. The addendum addresses the privacy regulations of the Health Insurance Portability and Accountability Act of 1996 (HIPAA), with respect to business associates as that term is defined by the HIPAA Privacy Rules. (C-03-0158)
- N. An agreement with Martin Luther Homes of Nebraska to provide document shredding services to the Lancaster County Records Management Department. The County will pay Martin Luther Homes \$.0516 per pound of paper that is shredded. The term of the agreement is April 1, 2003 through March 31, 2004. (C-03-0159)
- O. A resolution in the matter of certifying to the County Treasurer that payment of a tax refund would create undue hardship for Lancaster County, Nebraska. (R-03-0020)
- P. A resolution in the matter of authorizing the installation of a "Driveway Warning" sign in advance of the farm drive located at 7407 Pella Road for eastbound traffic. (R-03-0021)
- Q. Request from Alan Baade for a refund of personal property tax for 2000, in the approximate amount of \$115.24 and for 2001, in the approximate amount of \$79.22.
- R. Request from Frank Halada for a refund of personal property tax for 2000, in the approximate amount of \$26.51, for 2001, in the approximate amount of \$19.98 and for 2002, in the approximate amount of \$15.79.

- 8) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Receive and Place on File:
  - 1. Noxious Weed Control Authority's Monthly Report for March, 2003.
  - 2. Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for March, 2003.
  - 3. Records & Information Management's Monthly Report for March, 2003.
  - 4. Sheriff's Report of Fees for March, 2003.
  - 5. Lincoln City Libraries Director's Report for March, 2003.

8) **CONSENT ITEMS CONTINUED:**

- B. Request from Stephanie Gill, an employee at Lancaster Manor, to voluntarily participate in the Lancaster County Retirement Plan, having met the requirements.
- C. Request from Erin M. Cimpl, an employee at the Community Mental Health Center, to voluntarily participate in the Lancaster County Retirement Plan, having met the requirements.

9) **EMERGENCY ITEMS AND OTHER BUSINESS:**

10) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 24, 2003 beginning at 8:15 a.m. in Conference Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, April 29, 2003 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Special Permit 200, requested by Greg and Susan Anderson, for authority to locate a mobile home on property generally located at North 40<sup>th</sup> Street and Raymond Road in Lancaster County, Nebraska.
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at [www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us). Click on 5 City-TV Video On Demand.

11) **PENDING:**

- A. Comprehensive Plan Amendment Number 02001.A, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the northeast corner of 84<sup>th</sup> and Van Dorn Streets.
- B. Comprehensive Plan Amendment Number 02001.B, requested by the Realty Trust Group, to amend the 2025 Lincoln-Lancaster County Comprehensive Plan to change the designation from Agriculture to Urban Residential and Commercial uses, on property generally located at the southeast corner of 84<sup>th</sup> and South Streets.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at: <http://www.ci.lincoln.ne.us> on the County Clerk's website.

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, APRIL 22, 2003**  
**COUNTY COMMISSIONERS CHAMBERS, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS**  
**MEETING**

1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 15, 2003. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments shall be limited to items on the agenda.

3) **ADDITIONS AND DEDUCTIONS:**

Approval of 10 additions and deductions to the tax assessment rolls per Exhibit A.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

Capitol City Christian Church  
Catholic Bishop of Lincoln (2)  
Cedars Youth Services  
Cornhusker Place, Inc.  
Developmental Services of Nebraska, Inc.  
Grace Lutheran Church  
Lincoln Lancaster County Child Guidance Center  
Martin Luther Home Society Inc.  
St. Peters Catholic Church of Lincoln  
Tabitha, Inc.

5) **ADJOURNMENT:**

<p style="text-align:center"><b>IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</b></p>
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